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NOV 16 2006

DOCKET NO.: 4940

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE APPLICATION FOR PATENT

OF: Hitoshi SUMIYA et al.

ART UNIT: 3723

SERIAL NO.: 10/572,708

CONF. NO.: 5352

FILED: March 17, 2006

FOR: DIAMOND TOOL, SYNTHETIC SINGLE CRYSTAL DIAMOND AND METHOD  
OF SYNTHESIZING SINGLE CRYSTAL DIAMOND, AND DIAMOND JEWELRYCOMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

November 16, 2006

**REQUEST FOR CORRECTED NOTICE OF ACCEPTANCE OF APPLICATION**

Dear Sir:

- 1) The Notice of Acceptance of Application contains errors. Please correct the following items as shown on the enclosed marked-up copy of the Notice:

**DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS = 03/17/2006**

- 2) Please add the following items to the list of items that have been received:

- Request for Immediate Examination filed on 03/17/2006
- English Translation of the annexes filed on 03/17/2006

- 3) On page 2, please delete the following item from the list of defects that have been observed:

- Annexes have not been entered because Annexes were not translated.

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- 4) The corrections are supported by the Transmittal Letter and the English translation of the amended claims (PCT Article 19) from the annex of the IPER as filed herein on March 17, 2006. A copy of the incorrect Notice of Acceptance is enclosed. Please review the file and issue a corrected Notice of Acceptance.

Respectfully submitted,  
Hitoshi SUMIYA et al. - Applicant

WFF:ks/4940  
Enclosures:  
copy of Notice of  
Acceptance

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CERTIFICATE OF FAX TRANSMISSION:

I hereby certify that this correspondence with all indicated enclosures is being transmitted by telefax to 571-273-8300 on the date indicated below, and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Karin Smith - November 16, 2006  
Name: Karin Smith - Date: November 16, 2006

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/572,708	Hitoshi Sumiya	4940/PCT
INTERNATIONAL APPLICATION NO.		
PCT/JP04/14910		
I.A. FILING DATE	PRIORITY DATE	
10/08/2004	10/10/2003	
RECEIVED		
NOV 09 2006		
FASSE PATENT ATTORNEYS		
CONFIRMATION NO. 5352		
371 ACCEPTANCE LETTER		
*OC00000021122471*		

Date Mailed: 11/07/2006

## NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

03/17/2006 03/17/2006   
 DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and DATE OF COMPLETION OF ALL 35 U.S.C. 371  
 (c)(4) REQUIREMENTS REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the International filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 03/17/2006
- English Translation of the IA filed on 03/17/2006
- Copy of the International Search Report filed on 03/17/2006
- Copy of IPE Report filed on 03/17/2006
- Copy of Annexes to the IPER filed on 03/17/2006
- Preliminary Amendments filed on 03/17/2006
- Information Disclosure Statements filed on 03/17/2006
- Oath or Declaration filed on 03/17/2006
- U.S. Basic National Fees filed on 03/17/2006
- Assignment filed on 03/17/2006
- Priority Documents filed on 03/17/2006
- Request for Immediate Examination
- English Translation of the annexes

Page 2 of 2

- Specification filed on 03/17/2006
- Claims filed on 03/17/2006
- Drawings filed on 03/17/2006

The following defects have been observed:

- X ~~Annexes have not been entered because Annexes were not translated.~~ X
- 

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

KAYA L LEWIS BALTIMORE  
Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)